

NHSLC - BUREAU OF ENFORCEMENT AGENDA
WEDNESDAY, JUNE 21, 2006

1. SUSPENSIONS:

- a. Action Pending:
None
- b. Licensees Suspended For Non-Payment of Fines:
None
- c. Licensees Suspended For Non-Compliance of RSA 178:2. (Mandatory training within 45 calendar days of the issuance of liquor license):
None

2. LICENSEES WHO MAY BE ORDERED TO A HEARING

None

3. HEARINGS SCHEDULED FOR WEDNESDAY, JUNE 21, 2006:

None

4. HEARINGS SCHEDULED:

None

5. HEARINGS WITH DATES TO BE DETERMINED:

- a. Grand China Restaurant, 7 Veteran's Memorial Parkway, Salem, NH.
Restaurant Full Service with Lounge license #317803.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
DATE OF VIOLATION: December 13, 2003.
Cited for violation of RSA 179:5, I - did serve alcoholic beverage to an intoxicated person (two fatalities) (1st offense).
Cited for violation of RSA 179:50, I - did allow a person to loiter on the premises who was intoxicated (1st offense).
- b. Hanover Orient Restaurant, 3 Lebanon Street, Hanover, NH
Restaurant Beverage and Liquor license #1304003.
Licensed under RSA 178:21, II(a)(1).
DATE OF VIOLATION: February 10, 2006 - Hanover Compliance Check.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (17) (1st offense).
- c. Meadowbrook Lounge, 549 Route 1 Bypass, Portsmouth, NH.
Ballroom license #300711.
Licensed under RSA 178:22, V(c).
DATE OF VIOLATION: May 7, 2005.
Cited for violation of RSA 179:5, I - did serve alcoholic beverage to intoxicated persons (2nd offense).
- d. Plymouth House of Pizza, 45 Main Street, Plymouth, NH.
Restaurant Full Service with Lounge license #268003.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
DATE OF VIOLATION: March 2, 2006.
Cited for violation of RSA 179:5, I - did serve alcoholic beverage to an intoxicated person (3rd offense).
Cited for violation of RSA 179:51 - did fail to maintain an orderly premise (3rd offense).

6. WARNING LETTERS/FINES:

- a. Big Apple Food Store, East Mason Street, Berlin, NH
Combination License #789447.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (20) (1st offense).
Recommendation: \$500 Administrative fine; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Grocer Education Training Seminar (GETS) for all sellers within thirty (30) days of adjudication.

COMMISSION APPROVED

- b. Maple Willow Functions, 93 South Maple Street, Manchester, NH.
 Restaurant Full Service with Lounge license #1066103.
 Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
 Cited for violation of RSA 179:5, I - did serve alcoholic beverage to an intoxicated person (1st offense).
 Recommendation: \$500 Administrative fine; a three (3) day suspension of liquor license held in abeyance for twelve (12) months pending no like violations; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Total Education in Alcohol Management (TEAM) seminar for all servers within thirty (30) days of adjudication.
COMMISSION APPROVED
- c. Pericles Democratic Club, 123 Spruce Street, Manchester, NH.
 Social Club license #18501.
 Licensed under RSA 178:22, V(h).
 Cited for violation of RSA 178:22, V(h)(1) - did fail to file a club financial report (1st offense).
 Recommendation: \$250 Administrative fine.
COMMISSION APPROVED
- d. Smitty's Cinema, 630 West Main Street, Tilton, NH.
 Restaurant Beverage and Liquor license #1207003.
 Licensed under RSA 178:21, II(a)(1).
 Cited for violation of RSA 179:5, I - did sell alcoholic beverage to underage persons (14, 13, and 13) (1st offense).
 Recommendation: \$500 Administrative fine; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Total Education in Alcohol Management (TEAM) seminar for all servers within thirty (30) days of adjudication.

COMMISSION APPROVED

Concord Compliance Check - December 7, 2005

- a. Hess Express, 175 North Main Street, Concord, NH.
 Combination license #3090047.
 Licensed under RSA 178:18.
 Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (19) (5th offense).
 Recommendation: Settlement reached for a \$5,000 Administrative fine, suspension of liquor license commencing June 24, 2006 with re-grant on December 21, 2006, all managers employed at the 175 North Main Street, Concord, NH store shall attend a Management Training Seminar (MTS) within thirty (30) days of December, 21, 2006, and all sellers employed at the 175 North Main Street, Concord, NH store shall attend a Grocer Education Training Seminar (GETS) within thirty (30) days of December 21, 2006.

COMMISSION APPROVED

Portsmouth Compliance Check - February 16, 2006

- a. Hanscom Variety, Route 1 By-Pass South, Portsmouth, NH.
 Combination license #839447.
 Licensed under RSA 178:18.
 Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (19) (3rd offense).
 Recommendation: \$1,000 Administrative fine; a five (5) day suspension of liquor license commencing June 25, 2006 with re-grant on June 30, 2006; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Grocer Education Training Seminar (GETS) for all sellers within thirty (30) days of adjudication.

COMMISSION APPROVED

- b. Irving Bluecanoe, 2470 Lafayette Road, Portsmouth, NH.
Combination license #3105847.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (18) (1st offense).
Recommendation: \$500 Administrative fine; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Grocer Education Training Seminar (GETS) for all sellers within thirty (30) days of adjudication.
COMMISSION APPROVED
- c. O'Brien's II General Store, 856 Route 1 By-Pass North, Portsmouth, NH.
Combination license #3129547.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (19) (1st offense).
Recommendation: \$500 Administrative fine; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Grocer Education Training Seminar (GETS) for all sellers within thirty (30) days of adjudication.
COMMISSION APPROVED
- d. Shaw's Supermarket, Southgate Plaza, Portsmouth, NH.
Combination license #851347.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (18) (1st offense).
Recommendation: \$500 Administrative fine; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Grocer Education Training Seminar (GETS) for all sellers within thirty (30) days of adjudication.
COMMISSION APPROVED

Dover/Somersworth Compliance Check - April 13, 2006

- a. Borderline Beverages, 20 Market Street, Somersworth, NH.
Combination license #3153147.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (19) (1st offense).
Recommendation: \$500 Administrative fine; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Grocer Education Training Seminar (GETS) for all sellers within thirty (30) days of adjudication.
COMMISSION APPROVED
- b. City Hall Market, 278 Central Avenue, Dover, NH.
Combination license #750647.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (20) (2nd offense).
Recommendation: \$1,000 Administrative fine; three (3) day suspension of liquor license commencing June 27, 2006 with re-grant on June 30, 2006; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Grocer Education Training Seminar (GETS) for all sellers within thirty (30) days of adjudication.
COMMISSION APPROVED
- c. Diccico's Market, 385 Washington Street, Dover, NH.
Combination license #820747.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (20) (1st offense).
Recommendation: \$500 Administrative fine; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Grocer Education Training Seminar (GETS) for all sellers within thirty (30) days of adjudication.

COMMISSION APPROVED

- d. Somersworth High Street Gas & Convenience, 463 High Street, Somersworth, NH.
Combination license #3119947.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (20) (1st offense).
Recommendation: \$500 Administrative fine; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Grocer Education Training Seminar (GETS) for all sellers within thirty (30) days of adjudication.

COMMISSION APPROVED

Rindge Compliance Check - April 14, 2006

- a. Cyprus Grove Restaurant, Route 199, Rindge, NH.
Restaurant Full Service with Lounge license #277503.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (19) (1st offense).
Recommendation: \$500 Administrative fine; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Total Education in Alcohol Management (TEAM) seminar for all servers within thirty (30) days of adjudication.

COMMISSION APPROVED

- b. Typhoon Asia Restaurant, 114 Route 202, Rindge, NH.
Restaurant Beverage and Wine license #1229203.
Licensed under RSA 178:20.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to an underage person (19) (1st offense).
Recommendation: \$500 Administrative fine; mandatory attendance at a Management Training Seminar (MTS) for managers within thirty (30) days of adjudication; and mandatory attendance at a Total Education in Alcohol Management (TEAM) seminar for all servers within thirty (30) days of adjudication.

COMMISSION APPROVED

7. REQUESTS FOR SOLICITORS/REPRESENTATIVE AND MISCELLANEOUS APPROVALS

- a. Murphy-Goode Winery, 4001 Highway 128, Geyserville, CA.
Direct Shipper - RSA 178:27.
Recommendation: Approval.
COMMISSION APPROVED
- b. Old World Marketing Co. LLC, 500 Commercial St. Ste. 504, Manchester, NH
Beverage Vendor - RSA 178:15.
Recommendation: Approval.
COMMISSION APPROVED
- c. Summers Winery, 1171 Tuffs Lane, Calistoga, CA.
Direct Shipper - RSA 178:27.
Recommendation: Approval.
COMMISSION APPROVED
- d. Attitash Bear Peak Resort, Rte. 302, Bartlett, NH.
Restaurant Full Service license #1009403.
Licensed under RSA: 178:21, II(a)(1).
Requests permission to extend the service of alcoholic beverage to an outside fenced area on Saturday and Sunday, June 17 and 18, 2006 from 2:00 pm - 6:00 pm, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.

COMMISSION APPROVED

- e. Austin's Riverside Restaurant, Route 13, Brookline, NH.
Restaurant Full Service with Lounge license #1258403.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Requests permission to extend the service of alcoholic beverage to an outside roped area on Saturday, July 15, 2006 with a rain date of Sunday, July 16, 2006, from 10:00 am to 3:00 pm, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- f. Bernerhof Inn & Black Bear Pub, Route 302, Bartlett, NH.
Restaurant Full Service with Lounge license #1299603.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Requests permission to extend the service of alcoholic beverage to an outside front porch area, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- g. Brazilian BBQ & Pub, 247 Main St., Nashua, NH.
Restaurant Full Service license #1286603.
Licensed under RSA: 178:21, II(a)(1).
Requests permission to extend the service of alcoholic beverage to an outside fenced area, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- h. Buckey's Restaurant & Tavern, 240 Gov. Wentworth, Moultonborough, NH.
Restaurant Full Service with Lounge license #1217703.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Requests permission to extend the service of alcoholic beverage to an outside front deck area, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- i. Club National, 127 Pine St., Nashua, NH.
Social Club license #12601.
Licensed under RSA 178:22 (V)h.
Requests permission to transfer club license #12601 to Camp Doucet, Ridge Rd., Nashua, NH on Sunday, June 25, 2006 and to Pulaski Park, Pine Hill Rd., Nashua, NH on Sunday, August 6, 2006, pursuant to RSA 178:25 and Liq. Rule 501.15.
Recommendation: Approval.
COMMISSION APPROVED
- j. Dana Place Inn, Route 16, Jackson, NH.
Hotel Full Service with Lounge license #202002.
Licensed under RSA 178:22, V(k).
Requests permission to extend the service of alcoholic beverage to an outside tented area on Monday, June 19, 2006 and Saturday, July 22, 2006, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- k. Fraternal Order of Eagles, 793 Main St., Bethlehem, NH.
Social Club license #20901.
Licensed under RSA 178:22 (V)h.
Requests permission to extend the service of alcoholic beverage to an outside rear fenced in area, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- l. Libby's Bistro, 111 Main St., Gorham, NH.
Restaurant Full Service with Lounge license #1068503.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Requests permission to extend the service of alcoholic beverage to a downstairs café and to an outside patio area, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED

- m. Liliuokalani's, 956 Weirs Blvd., Laconia, NH.
Restaurant Beverage and Wine license #1301003.
Licensed under RSA 178:20.
Requests permission to extend the service of alcoholic beverage to an outside deck and patio area, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- n. Matty B's Mountainside Café, 951 Route 302, Bartlett, NH.
Restaurant Full Service with Lounge license #1303503.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Requests permission to extend the service of alcoholic beverage to an outside fenced patio area, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- o. Mr. Pizza, 160 Main St., Gorham, NH.
Restaurant Full Service with Lounge license #248303.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Requests permission to extend the service of alcoholic beverage to an outside deck area, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- p. Shaskeen LLC, 909 Elm St., Manchester, NH.
Restaurant Full Service with Lounge license #1299003.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Requests permission to extend the service of alcoholic beverage to an outside sidewalk area from May 5, 2006 through October 15, 2006, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- q. Stratham Shell, 44 Portsmouth Ave., Stratham, NH.
Combination license #3173647.
Licensed under RSA 178:18.
Requests permission to lease a portion of his premise to Dunkin Donuts, pursuant to RSA 179:48 III, IV.
Recommendation: Approval.
COMMISSION APPROVED
- r. The Twig, 17 Lake Tarleton Rd., Warren, NH.
Restaurant Full Service license #1313303.
Licensed under RSA: 178:21 II(a)(1).
Requests permission to extend the service of alcoholic beverage to an outside fenced area, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- s. Wentworth Resort Golf Club, Route 16A, Jackson, NH.
Golf Facility license #395405.
Licensed under RSA 178:22 (V)j.
Requests permission to extend the service of alcoholic beverage to an outside tented and fenced area on Thursday, July 20, 2006, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED
- t. White Mt. Hotel & Resort Inc., Hales Location, Hales Location, NH.
Hotel Full Service with Lounge license #360102.
Licensed under RSA 178:22, V(k).
Requests permission to extend the service of alcoholic beverage to an outside tented area on Saturday, June 24, 2006, Saturday, July 8, 2006, Saturday, August 5, 2006, and Sunday, September 3, 2006 from 12:30 pm to 1:00 am, pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
COMMISSION APPROVED

8. **COMMISSION DECISIONS PENDING:**

9. **COMMISSION DECISIONS AFTER HEARING:**

10. **MISCELLANEOUS ITEMS:**

Adoption of Rules 200 and 600 to be effective 12:01 a.m. on July 1, 2006.

COMMISSION APPROVED

11. **EXECUTIVE SESSION ITEMS:**

12. **LATE ITEM:**

a. The Breezeway Pub, 14 Pearl Street, Manchester, NH

Full Service Restaurant license #1175103.

Licensed under RSA 178:22(q).

Requests authorization for an extension of alcohol service to a portion of Pearl Street on Saturday, June 24, 2006 between the hours of 2:00 p.m. and 11:00 p.m., pursuant to RSA 178:24 and Liq. 404.05.

Recommendation: Approval.

COMMISSION APPROVED